

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/699,972	JOSTEN ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	James R. Scott	2832	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to papers filed 11/03/2003.
2. ☒ The allowed claim(s) is/are claims 1-19.
3. ☐ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☒ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a) ☒ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1) ☒ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |  |
|--|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)                                  |
| 2. <input checked="" type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date <u>20041117</u> . |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date <u>20041103</u> | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment  |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material                               | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance                         |
|  | 9. <input type="checkbox"/> Other _____.   |

### EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. James A. Wilke, applicants' representative on 11/18/2004.

#### Title

The title has been changed to read as --Switchgear Enclosure --

#### Specification

#### Page 7

On page 7 of the specification the paragraph [0021] has been amended in clean copy form as follows:

--- [0021] In operation, the method of housing a circuit breaker 25 comprise the steps of providing a structure 7 having a top panel 6 coupled to a bottom panel 8 with the back panel 10 coupled to two opposing side panels 12. Such enclosure 5 defines an interior space 14. A framework 16 is provided and configured to support the circuit breaker 25 and is mounted in the interior space 14. The method further includes mounting this framework 16 in the interior space 14. A front extension 32 is provided either by coupling to an existing enclosure 5 or being formed integrally with the enclosure 5. An exterior door 34 is additionally provided and is configured to move from one of a closed position 38 and

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an open position 37. The method still further includes mounting the exterior door on one side 18 of the enclosure 5 with a door hinge or pivot 36. A breaker door 40 is provided and configured to move from one of a closed position 44 and an open position 43. The method further includes mounting the breaker door 40 on another side 20 of the enclosure 5 with the door hinge or pivot 42. Additionally the method includes the mounting of the circuit breaker 25 on the framework 16 with an offset away from the mounted exterior door 34. —

#### Cited References

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Hung, Deschamps et al, Fahey et al (868) and (290), Aufermann et al (195) and (097), O'Dell et al, Jackson, Buel et al, Davies et al, Muller et al and McGlone et al constitute prior art cited by the applicants pertaining to switchgear enclosures or cabinets with one or more doors.

Kuhn et al and Maki et al constitute prior art cited by the Examiner pertaining to the use of switchgear enclosures having at least one door for switchgear assemblies.

#### Statement of Reasons for Allowance

The following is an examiner's statement of reasons for allowance: The prior art does not teach the use of a switchgear enclosure for drawout switchgear or circuit breakers having a front extension mounted to the structure including a plurality of panels and a framework located in the interior space of the structure for supporting a circuit breaker with an exterior door pivotally mounted to the front extension at the offset

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exterior door frame post on one side of the structure and a breaker door pivotally mounted to the interior framework and configured to move on another side of the structure and also move clear of the offset exterior door frame post. Likewise the method of housing circuit breakers or switchgear within an enclosure having an inner door and an outer door is not suggested by the prior art.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

#### Summary

Claims 1-19 are allowed.

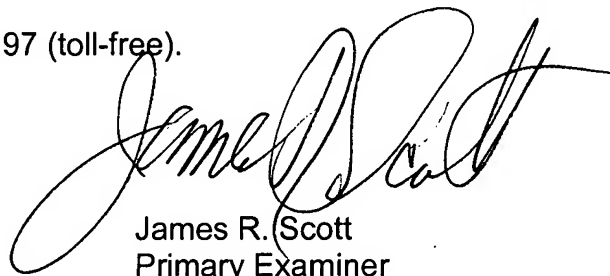
Any inquiry concerning this communication or earlier communications from the examiner should be directed to James R. Scott whose telephone number is (571) 272-1999. The examiner can normally be reached on weekdays from 1-5 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Elvin Enad can be reached on (571) 272-1990. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JRScott: jrs  
11/17/2004

A handwritten signature in black ink, appearing to read "James R. Scott", is written over the printed name and title.

James R. Scott  
Primary Examiner  
GAU 2832